

HOUSE BILL No. 1585

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-2.

Synopsis: Police equipment. Requires all patrol officers in Indiana to be equipped while on duty with a firearm, a nightstick, a taser, and mace by July 1, 2016. Allows for exceptions. Requires the Indiana criminal justice institute to identify grants and other funds that may be used to finance the purchase of required patrol officer equipment.

Effective: July 1, 2015.

Porter

January 20, 2015, read first time and referred to Committee on Courts and Criminal Code.



First Regular Session of the 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1585

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 5-2-1.5 IS ADDED TO THE INDIANA CODE AS
- 2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
- 3 1, 2015]:
- 4 **Chapter 1.5. Mandatory Patrol Officer Equipment**
- 5 **Sec. 1. The following definitions apply throughout this chapter:**
- 6 (1) "Firearm" has the meaning set forth in IC 35-47-1-5.
- 7 (2) "Law enforcement agency" has the meaning set forth in
- 8 IC 35-47-15-2.
- 9 (3) "Law enforcement officer" has the meaning set forth in
- 10 IC 5-2-1-2.
- 11 (4) "Mace" means a nonlethal chemical spray used for the
- 12 purpose of temporarily incapacitating a person.
- 13 (5) "Patrol officer" means a uniformed law enforcement
- 14 officer whose primary responsibilities consist of:
- 15 (A) enforcement of traffic laws;



(B) enforcement of criminal laws;

(C) identification, pursuit, and arrest of perpetrators; or

(D) responding to emergency dispatches.

(6) "Taser" has the meaning set forth in IC 35-47-8-3.

Sec. 2. Except as provided in section 4 of this chapter, each patrol officer in Indiana shall be equipped after June 30, 2016, with:

(1) a firearm;

(2) a nightstick;

(3) a taser; and

(4) mace;

while on duty.

Sec. 3. Section 2 of this chapter applies to the following individuals:

(1) A patrol officer.

(2) Any other law enforcement officer required to be subject to section 2 of this chapter by the chief executive officer of the law enforcement agency to which the selected law enforcement officer belongs.

Sec. 4. Any:

(1) patrol officer; or

(2) officer described in section 3(2) of this chapter;

may request an exception to the requirements of section 2 of this chapter from the chief executive officer of the law enforcement agency to which the law enforcement officer belongs.

Sec. 5. This chapter does not prevent a law enforcement officer not listed in section 3 of this chapter from possessing, carrying, or using the equipment listed in section 2 of this chapter.

SECTION 2. IC 5-2-6-3, AS AMENDED BY P.L.168-2014, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. The institute is established to do the following:

(1) Evaluate state and local programs associated with:

(A) the prevention, detection, and solution of criminal offenses;

(B) law enforcement; and

(C) the administration of criminal and juvenile justice.

(2) Improve and coordinate all aspects of law enforcement, juvenile justice, and criminal justice in this state.

(3) Stimulate criminal and juvenile justice research.

(4) Develop new methods for the prevention and reduction of crime.

(5) Prepare applications for funds under the Omnibus Act and the



- 1 Juvenile Justice Act.
- 2 (6) Administer victim and witness assistance funds.
- 3 (7) Administer the traffic safety functions assigned to the institute
- 4 under IC 9-27-2.
- 5 (8) Compile and analyze information and disseminate the
- 6 information to persons who make criminal justice decisions in this
- 7 state.
- 8 (9) Serve as the criminal justice statistical analysis center for this
- 9 state.
- 10 (10) Identify grants and other funds that can be used by the
- 11 department of correction to carry out its responsibilities
- 12 concerning sex or violent offender registration under IC 11-8-8.
- 13 (11) Administer the application and approval process for
- 14 designating an area of a consolidated or second class city as a
- 15 public safety improvement area under IC 36-8-19.5.
- 16 (12) Develop and maintain a meth watch program to inform
- 17 retailers and the public about illicit methamphetamine production,
- 18 distribution, and use in Indiana.
- 19 (13) Develop and manage the gang crime witness protection
- 20 program established by section 21 of this chapter.
- 21 (14) Identify grants and other funds that can be used to fund the
- 22 gang crime witness protection program.
- 23 (15) Administer any sexual offense services.
- 24 (16) Administer domestic violence programs.
- 25 (17) Administer assistance to victims of human sexual trafficking
- 26 offenses as provided in IC 35-42-3.5-4.
- 27 (18) Administer the domestic violence prevention and treatment
- 28 fund under IC 5-2-6.7.
- 29 (19) Administer the family violence and victim assistance fund
- 30 under IC 5-2-6.8.
- 31 (21) Monitor and evaluate criminal code reform under
- 32 IC 5-2-6-24.
- 33 **(22) Identify grants and other funds that can be used to fund**
- 34 **the purchase of the mandatory patrol officer equipment**
- 35 **specified in IC 5-2-1.5.**

